

Wednesday, October 8, 2003

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

9:30 AM

Present: Supervisor Gloria Molina, Supervisor Zev Yaroslavsky, Supervisor Don Knabe, Supervisor Michael D. Antonovich and Chair Yvonne Brathwaite Burke

Invocation was led by The Reverend Jonathan Chute, Senior Pastor, Rolling Hills United Methodist Church, Rolling Hills Estates (4).

Pledge of Allegiance was led by Martin Zolot, Member, San Fernando Valley Post No. 603, Jewish War Veterans of the United States of America (3).

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

NOTICES OF CLOSED SESSION

The Board met in Closed Session to discuss the following:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

NO REPORTABLE ACTION WAS TAKEN

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Community Health Foundation of East Los Angeles v. County of Los Angeles Department of Health Services, U.S. Bankruptcy Court, Central District of California, Case No. LA 02-02017 BR

This lawsuit alleges breach of contract concerning payment for outpatient health care services. (03-2882)

CONTINUED ONE WEEK TO OCTOBER 14, 2003

[See Final Action](#)

Absent: None

Vote: Common Consent

CS-3. DEPARTMENT HEAD PERFORMANCE EVALUATIONS

(Government Code Section 54957)

Consideration of Department Head performance evaluations (03-2917)

NO REPORTABLE ACTION WAS TAKEN

CS-4. Conference with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9 due to a finding made pursuant to Government Code Section 54954.2(b)(2) that there is a need to take immediate action and that the need for action came to the attention of the Board subsequent to the agenda being posted as specified in subdivision (a):

County of Los Angeles, et al. v. Association for Los Angeles Deputy Sheriffs, et al.,
Los Angeles Superior Court Case No. BC 303322 (Transferred to Orange County Superior Court) (03-2924)

NO REPORTABLE ACTION WAS TAKEN

SET MATTERS

9:30 a.m.

Presentation of scroll to Barbara Edwards, President of the Friends of the La Canada Flintridge Library, commending the organization on its donation of a new circulation desk to the La Canada Flintridge Library, as arranged by Supervisor Antonovich.

Presentation of scroll to MentorLA representative proclaiming October 2003 as "MentorLA Month," as arranged by Supervisor Antonovich.

Introduction of a Fellowship Training Program Internee, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich.

Presentation of scrolls to the manager, coaches, sponsor and team members of the East Coast Aussies, a boys' ages 11 through 12 basketball team, from the City of Gosford, Australia, who are visiting Los Angeles County to participate in a basketball competition with teams of the County, as arranged by Supervisor Burke.

Presentation of scroll to representatives of the County Department of Health Services Department-Public Health Programs and Services proclaiming October 12 through October 18, 2003 as "Adult Immunization Awareness Week" encouraging all residents and organizations to inform adult residents, 18 years of age or older, of the need to receive all recommended vaccines, as arranged by Supervisor Burke.

Presentation of scroll to representatives of the Sheriff Department's Community/Law Enforcement Partnership Programs proclaiming October 2003 as "Crime Prevention Month" throughout Los Angeles County, as arranged by Supervisor Burke.

Presentation of scroll to representatives of the Commission on Human Relations proclaiming October 2003 as "Cultural Diversity Month" in celebration of the different experiences, traditions and creative talents of the diverse people who live throughout Los Angeles County, as arranged by Supervisor Burke.

Presentation of scroll to the Fire Chief proclaiming October 2003 as "Fire Prevention Month," as arranged by Supervisor Yaroslavsky.

Presentation of the Perpetual Fire Prevention Award of Excellence to Captain Roy Dull of the Los Angeles County Fire Department, as arranged by Supervisor Yaroslavsky.

Presentation of scrolls to Mayor Richard Riordan, Eli Broad, Andrea Van de Kamp, Frank Gehry, William Siart and Yasuhisa Toyota thanking them for making Walt Disney Concert Hall happen, as arranged by Supervisor Yaroslavsky.

Presentation of scroll to Pamela Booth, Head Deputy, District Attorney's Family Violence Unit, and Chair of the Los Angeles County Domestic Violence Council, in recognition of October 2003 as "Domestic Violence Awareness Month," as arranged by Supervisor Knabe. (03-2871)

STATEMENT OF PROCEEDINGS FOR THE MEETING OF

THE COMMUNITY DEVELOPMENT COMMISSION

OF THE COUNTY OF LOS ANGELES

WEDNESDAY, OCTOBER 8, 2003

9:30 A.M.

- 1-D** Recommendation: Approve acceptance of up to \$99,900 in Independent Living Program funds from the Department of Children and Family Services, at no net County cost, to fund a Housing Specialist position for one year, to be jointly supervised by the Commission and Department of Children and Family Services; authorize the Executive Director to execute any and all documents necessary to complete the transfer of funds and to incorporate the funds into the Commission's Fiscal Year 2003-04 approved budget; also authorize the Executive Director to execute amendment to the Memorandum of Understanding with the Department of Children and Family Services to incorporate the Housing Specialist position, effective upon execution by all parties. (Relates to Agenda No. 22) (03-2848)

CONTINUED ONE WEEK TO OCTOBER 14, 2003

[See Supporting Document](#)

Absent: None

Vote: Common Consent

STATEMENT OF PROCEEDINGS FOR THE MEETING OF

THE PUBLIC WORKS FINANCING AUTHORITY

OF THE COUNTY OF LOS ANGELES

WEDNESDAY, OCTOBER 8, 2003

9:30 A.M.

1-F. Recommendation: Approve and instruct the Chair to sign the Lease Termination Agreement with the County of Los Angeles providing for the reconveyance of the Long Beach Comprehensive Health Center Property (4) to the County, which was paid in full on March 1, 2003. (Relates to Agenda No. 40) (03-2837)

APPROVED AGREEMENT NO. 74627

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

BOARD OF SUPERVISORS (Committee of Whole) 1 - 13

1. Recommendations for appointments and reappointments to Commissions/Committees/Special Districts (+ denotes reappointments):
Documents on file in Executive Office. (03-2868)

Supervisor Burke

Linda Louise Forster+, Commission for Public Social Services; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Wilbert C. Jordan, M.D., M.P.H.+, Commission on HIV Health Services; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

W. Anthony Willoughby, Water Appeals Board

Supervisor Yaroslavsky

Hilda Cohen+, Los Angeles County Law Enforcement Public Safety Facilities Corporation

Supervisor Knabe

Stephen E. Frank+, Independent Citizens' Oversight Committee Proposition E Special Tax; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Charles M. House, Commission for Public Social Services

Christina Steinberg Mattingly, Commission for Children and Families

William T. Mason II+, Los Angeles County Commission on Aging

Terri Chew Nishimura, Policy Roundtable for Child Care

Supervisor Antonovich

Alan Buckholtz, Los Angeles County Small Business Commission

Joe Crail+, Small Craft Harbor Commission; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Linda Jenkins, Los Angeles Homeless Services Authority

Z. Greg Kahwajian+, Civil Service Commission

Carol Van Rensselaer+, Assessment Appeals Board (Alternate);

also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Case Management Task Force

Kevin Van Vreede+, Commission on HIV Health Services

City of West Hollywood

David M. Giugni, Commission on HIV Health Services

Commission on HIV Health Services

Adrian Aguilar+, Carla Bailey+, Robert Keaton Butler+, Charles David Carter, William Fuentes, Michael E. Gray, Antonio Lugo (Alternate), Dani Mejia, R.N., Paul J. Scott+, and Starla White (Alternate), Commission on HIV

Health Services

HIV Prevention Planning Committee

Kathleen Watt, Commission on HIV Health Services

HIV Drug & Alcohol Task Force

Ruben Acosta, Commission on HIV Health Services

HIV Homeless Task Force

William A. Buycks (Alternate) and Richard W. Eastman, Commission on HIV Health Services

Women's Caucus

Elizabeth Marte+, Commission on HIV Health Services

APPROVED

[Video](#)

Absent: None

Vote: Unanimously carried

2. Recommendation as submitted by Supervisor Antonovich: Waive the \$140 rental fee, excluding the cost of liability insurance, for use of the dunk tank for Santa Clarita Valley Sheriff's Station's "Haunted Jailhouse and Halloween Carnival," to be held October 26, 2003. (03-2884)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

3. Recommendation as submitted by Supervisor Antonovich: Waive fees in amount of \$1,100, excluding the cost of liability insurance, for use of the County's bandwagon for the Alhambra Chamber of Commerce's 13th Annual San Gabriel Valley Lunar New Year Parade and Festival, to be held January 24, 2004. (03-2872)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

4. Recommendation as submitted by Supervisor Molina: Oppose H.R. 2671 (Norwood), The Clear Law Enforcement for Criminal Alien Removal Act of 2003 (The Clear Act of 2003), legislation which would require State and local law governments to enact a statute authorizing its law enforcement officers to enforce Federal immigration laws in the course of carrying out the officer's law enforcement duties, and would be a condition for receiving State Criminal Alien Assistant Program funding; instruct the County's Legislative Advocates in Washington D.C. to oppose the CLEAR Act of 2003; and request the Chief Administrative Officer and the Sheriff to report back within 30 days on the potential fiscal impact that the passage of H.R. 2671 could have on the County's budget and the impact it could have on public safety and the criminal justice system. (Continued from the meeting of 9-30-03 at the request of Supervisor Molina) (03-2863)

CONTINUED TWO WEEKS TO OCTOBER 21, 2003

[See Supporting Document](#)

Absent: None

Vote: Common Consent

5. Recommendation as submitted by Supervisor Molina: Instruct the Director of Public Social Services to conduct a competitive solicitation for a qualified contractor to manage and operate the two County-sponsored childcare centers to be opened in City of El Monte, located at 3400 Aerojet Ave. and 9320 Telstar Ave.; and authorize the Director of Public Social Services, upon evaluation and selection of a qualified operator, to enter into a non-financial agreement with the contractor for a three-year period, and to incorporate the Services of CalWORKs students who are participating in the Careers in Childcare Training Program into the contract. (03-2879)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

6. Recommendation as submitted by Supervisor Burke: Proclaim October 2003 as "Antibiotic Resistance Awareness Month" throughout Los Angeles County. (03-2873)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

7. Recommendation as submitted by Supervisor Burke: Proclaim October 12 through October 18, 2003 as "National Adult Immunization Awareness Week" throughout Los Angeles County; and encourage all residents and organizations to inform all adult residents, 18 years of age or older, of the need to receive all recommended vaccines. (03-2878)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

8. Recommendation as submitted by Supervisor Burke: Proclaim October 10 through October 19, 2003 as "Los Angeles Caribbean Week" throughout Los Angeles County, and encourage all residents to participate in the CARICABELA festivities. (03-2885)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

9. Recommendation as submitted by Supervisor Burke: Waive the \$8 parking fee for an estimated 150 vehicles, excluding the cost of liability insurance, at the Music Center Garage for attendees of the Commissioner Appreciation Reception, to be held at the Kenneth Hahn Hall of Administration on October 9, 2003. (03-2864)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

10. Recommendation as submitted by Supervisor Yaroslavsky: Waive one-half of the gross receipts fee in amount of \$4,775, reduce the parking fee to \$1 per vehicle and permit fee to \$50, excluding the cost of liability insurance, at Zuma Beach in Malibu for the 13th Annual Dolphin Run Festival event, to be held October 11 and 12, 2003. (03-2881)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

11. Recommendation as submitted by Supervisor Knabe: Instruct Department/District Heads to institute a standard policy that all items submitted in reference to the Board

agenda be flagged with the agenda date on the envelope and on the first page of the report. (03-2861)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

12. Recommendation as submitted by Supervisor Knabe: Instruct the Director of Children and Family Services to expand its working collaboration with all other independent law enforcement agencies in Los Angeles County, similar to what is being established with the Sheriff's Department, with such collaboration to address all possible steps to protect the integrity of criminal investigations without compromising child safety; and instruct the Director of Children and Family Services to seek to dedicate resources to establish a multi-agency response team who can respond expeditiously to law enforcement executed warrants where children are suspected to be at risk from gang and/or drug related factors, to work with community-based organizations to refer and provide appropriate services to impacted children and families, and to provide a status report to the Board within 60 days. (03-2866)

APPROVED

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

13. Recommendation as submitted by Supervisor Knabe: Waive facility use fees in amount of \$175, excluding the cost of liability insurance, at Schabarum Regional Park for the County Fire Department Retirees Association's annual BBQ Picnic, to be held October 11, 2003. (03-2867)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

ADMINISTRATIVE OFFICER (Committee of Whole) 14 - 19

14. Recommendation: Approve and instruct the Chair to sign contracts with ComplIQ Corp, CorVel Corporation and Diversified HealthCare Services, Inc., at an estimated first-year cost of \$10,560,000, paid from the Workers' Compensation Trust Fund, for the provision of worker's compensation medical and disability management, and cost containment services, effective November 7, 2003 through November 6, 2006, with two optional one-year extensions; and authorize the Chief Administrative Officer to exercise the optional one-year contract extensions. (03-2849)

APPROVED; ALSO APPROVED AGREEMENT NOS. 74624, 74625 AND 74626

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

15. Recommendation: Approve and instruct the Chief Administrative Officer to sign agreement with Local 535, SEIU, AFL-CIO to provide reimbursement of personnel costs for County employees designated as working for Local 535 for specified periods to develop expertise in public sector labor relations; instruct affected departments to carry out the terms of the agreement and to bill Local 535, SEIU, AFL-CIO, for costs incurred pursuant to the agreement; and instruct the Auditor-Controller to work with affected departments to develop the rates necessary for reimbursement of costs incurred. (03-2851)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

16. Recommendation: Approve and instruct the Chair to exercise the second five-year option to extend the lease with Olivo Family Trust, to provide continued parking for staff at the Lennox Sheriff's Station located at 4322-4332 West 106th Street, Lennox (2), at an annual cost of \$24,000, on a modified gross basis, whereby the Lessor pays all property taxes and the County pays all utilities and maintenance costs for improvements previously installed by the County; approve and authorize the Chief Administrative Officer and the Sheriff to implement the project; and find that project is exempt from the California Environmental Quality Act. (03-2850)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

17. Recommendation: Approve and instruct the Chair to sign option to extend lease with the City of Long Beach for an additional five-year term, at an initial annual net County cost of \$122,376, for 4.39 acres including existing improvements comprised of 3,701 sq ft of office and two hangars totaling 26,637 sq ft for the Sheriff's Aero Bureau located at 3235 Lakewood Blvd., Long Beach (4); approve and authorize the Chief Administrative Officer and the Sheriff to implement the project; and find that lease is exempt from the California Environmental Quality Act. (03-2865)

APPROVED

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

18. Recommendation: Approve and instruct the Chair to sign amendment to lease agreement exercising the second five-year option with the City of West Covina, at an annual rental rate of \$65,790, for 436 off-street parking spaces for the West Covina Superior Court and various County departments located in the West Covina Civic Center at 501 S. Sunset Ave., West Covina (5); approve and authorize the Chief Administrative Officer, the Presiding Judge of the Superior Court and the County Librarian to implement the project, effective upon Board approval; and find that amendment to lease is exempt from the California Environmental Quality Act. (03-2842)

APPROVED; ALSO APPROVED AGREEMENT NO. 19104, SUPPLEMENT 2

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

19. Recommendation: Find that Auto Park 17 is not required exclusively for County use for the period of October 20, 2003 through October 28, 2003; approve a license with the Los Angeles Philharmonic Association (LAPA) for use of Auto Park 17 located at 131 S. Olive St. (1), in order to accommodate LAPA's celebration of the Disney Concert Hall Inaugural Galas; instruct the Chief Administrative Officer to execute the license agreement subject to approval by the Departments of Public Works and Health Services; authorize the Chief Administrative Officer to refund to LAPA any funds in excess of the costs incurred from the loss of revenue and replacement juror parking; and find that the license agreement is exempt from the California Environmental Quality Act. (03-2869)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

ARTS COMMISSION 20

- 20.** Recommendation: Approve the proposed 44th Annual Los Angeles County Holiday Celebration Program to be held December 24, 2003, from 3:00 p.m. to 9:00 p.m. at the Music Center's Dorothy Chandler Pavilion and a one-hour edited highlight program to air nationally on December 25, 2003, at a County cost of \$493,000; authorize the Executive Director to make changes in programming that may be necessary due to production requirements, implement all production aspects of the live program and sign the necessary agreements with KCET-TV and CDK Productions to telecast the performance; and approve the following related actions: (03-2854)

Instruct the Interim Director of Internal Services to arrange free parking at the Music Center garage for participants and attendees on December 24, 2003, and to make Lot 17 available to accommodate any overflow, with appropriate signage regarding free parking to be posted at entrances to the Music Center garage; also arrange free parking for program participants in Lot 17 for rehearsals on December 6 and 7, 2003 and for equipment load-in on December 22 and 23, 2003; and

Request the President of the Music Center to make arrangements with the Music Center caterer to ensure that Otto's Restaurant and the Spotlight Cafe will be open for business throughout the duration of the program, and that any food/beverage items sold in the Dorothy Chandler Pavilion be appropriate in cost and menu for the anticipated audience.

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

BEACHES AND HARBORS (3 and 4) 21

21. Recommendation: Award and instruct the Chair to sign contracts with George Hamilton Jones, Inc., Hendrickson Appraisal Company, Inc., and Parkcenter Realty Advisors, for commercial real property appraisal services pertaining to Marina del Rey and County-owned/operated beaches (3 and 4), at an aggregate annual County cost not to exceed \$125,000, for a period of three-years with two one-year renewals; and authorize the Director to increase the maximum annual amount by up to 20% in any year of the contract. (03-2853)

APPROVED; ALSO APPROVED AGREEMENT NOS. 74621, 74622 AND 74623

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

CHILDREN AND FAMILY SERVICES (1) 22

22. Recommendation: Authorize the Director to transfer to the Community Development Commission funds for the salary and benefits of one Housing Specialist, in amount of \$99,900 in Independent Living Program funds for Fiscal Year 2003-04, and \$99,900 annually for the next two fiscal years, contingent upon allocation of funds for the position in the Department's 2004-05 and 2005-06 Fiscal Year budgets, up to a maximum of \$299,700; and authorize the Director to execute any and all documents necessary to complete the annual transfer to fund a Housing Specialist. (Relates to Agenda No. 1-D) (03-2840)

CONTINUED ONE WEEK TO OCTOBER 14, 2003

[See Supporting Document](#)

Absent: None

Vote: Common Consent

DISTRICT ATTORNEY (5) 23 - 24

- 23. Recommendation:** Authorize the Chair to sign the Federal Annual Certification Report as a prerequisite to participate in the Equitable Sharing Program involving Federally forfeited cash, property, proceeds and interest earned. (Continued from meeting of 9-30-03 at the request of the District Attorney) (03-2776)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 24. Recommendation:** Adopt resolution authorizing the District Attorney to accept grant funds for the tenth year from the State Department of Justice for the Spousal Abuser Prosecution Program, in amount of \$178,186, with a required 20% match of \$35,637, totaling \$213,823 for the Program, effective July 1, 2003 through June 30, 2004; and authorize the District Attorney to execute the grant award agreement and to serve as Project Director, and to sign and approve any revisions that do not affect the net County cost of the agreement. (03-2862)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

FISH AND GAME COMMISSION 25

- 25. Recommendation:** Approve the Fish and Game Propagation Fund Grant request totaling \$2,500 for the Los Angeles Rod & Reel and Club Foundation's Year 2004 Kids Trip & Related Activities. (03-2846)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

HEALTH SERVICES (Committee of Whole) 26

26. Recommendation: Approve and instruct the Director to accept Notice of Cooperative Agreement (NCA) from the Federal Centers for Disease Control and Prevention (CDC), in amount of \$716,301, to reimburse the Department for Childhood Lead Poisoning Prevention Program services provided during Fiscal Year 2003-04, year one of a three year project; approve appropriation adjustment in amount of \$98,000 for project expenditures in Fiscal Year 2003-04; also approve and authorize the Director to take the following related actions: **4-VOTES** (03-2836)

Accept subsequent NCAs for the remaining two project years, Fiscal Years 2004-05 and 2005-06, which do not exceed 25% of the base awards for each project year;

Accept amendments to NCAs from the CDC for the current and remaining two project years, Fiscal Years 2004-05 and 2005-06, which do not exceed 25% of the base award for each fiscal year; and

Fill one position for a Senior Health Educator in excess of that which is provided for in the Department's staffing ordinance, pending allocation by the Department of Human Resources.

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

MUSEUM OF NATURAL HISTORY (2) 27

27. Recommendation: Authorize the Museum Foundation to apply for a maximum of \$870,000 of 1996 County Proposition A funds for planning and pre-construction activities related to the seismic rehabilitation and related work on the Museum's 1913 building, with the remaining available \$3,480,000 to be applied for by the Foundation as part of a subsequent approval process by the Board of a lease-leaseback or similar arrangement with the Foundation prior to any construction; authorize the Director to execute a contract, for a maximum of \$100,000 of Second Supervisorial District 2000 State Proposition 12 per capita funds, to be used for planning and pre-construction services for the 1913 Building Project, with the remaining available \$900,000 of Second Supervisorial District 2000 State Proposition 12 per capita funds to be sought as part of a subsequent approval by the Board of a lease-leaseback or similar arrangement with the Foundation prior to any construction; and find that allocation of funds is exempt from the California Environmental Quality Act. (03-2781)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PARKS AND RECREATION (2) 28

28. Joint recommendation with the Chief Administrative Officer: Accept the work of Sai Power Development, Inc., for completion of the General Park Refurbishment Project at Manzanita Park, Specs. 98-3090, C.P. No. 69185 (4), at a total construction cost of \$1,882,861; and instruct the Director to release the retention amount of \$171,280 to the contractor. (03-2860)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PUBLIC LIBRARY (2) 29

29. Recommendation: Accept in-kind donation of a custom-built customer service desk installed at the La Canada Flintridge Library (5) valued at \$30,180, from the Friends of the La Canada Flintridge Library. (03-2838)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PUBLIC WORKS (4) 30 - 37

30. Recommendation: Acting as the governing body of the County Flood Control District, accept completed construction work; approve and accept transfer and conveyance of Private Drain No. 2504, Rowland Heights (4), to the County Flood Control District for operation and maintenance; and find that transfer is exempt from the California Environmental Quality Act. **4-VOTES** (03-2844)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 31. Recommendation:** Approve and instruct the Chair to sign agreement between the County Flood Control District and the Coalition for Environmental Protection, Restoration and Development (CEPRD) for the District to provide \$50,000 for the CEPRD to provide specialized technical and other professional services related to water quality standard as they affect the National Pollution Discharge Elimination System Program and Total Maximum Daily Loads. (Continued from meeting of 9-30-03 at the request of Supervisor Yaroslavsky) (03-2788)

APPROVED AGREEMENT NO. 74629

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 32. Recommendation:** Find that services can be performed more economically by an independent contractor; award and instruct the Director to sign contract with Library Associates for operation of the Technical Library at Public Works Headquarters (5), effective November 1, 2003, for a one-year period, with two one-year options not to exceed a total contract period of three years; authorize the Director to encumber an annual amount of \$65,979, and to renew the contract for each one-year renewal option. (03-2845)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 33. Recommendation:** Acting as the governing body of the County Waterworks Districts, award and instruct the Director to sign contract with Westerly Meter Service Company, for the Large Water Meter Maintenance Program (3, 4 and 5), for a period of one year, effective upon Board approval, with five one-year renewal options, not to

exceed a total of six years; and authorize the Director to encumber \$200,000 annually and to renew the contract for each one-year option; also find that service is exempt from the California Environmental Quality Act. (03-2847)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 34.** Recommendation: Award and instruct the Director to sign agreements with the following consultants for as-needed building and safety inspection and permit technician services, funded by development fees, for a period of one year, with two one-year renewal options: (03-2858)

JAS Pacific, Inc., for an annual fee not to exceed \$2,200,000

Willdan Associates, for an annual fee not to exceed \$400,000

The "G" Crew, for an annual fee not to exceed \$400,000

P&D Consultants, Inc., for an annual fee not to exceed \$400,000

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 35.** Recommendation: Acting as the governing body of the County Waterworks Districts, award and instruct the Director to sign contract with LiquiVision Technology, Inc., for as-needed potable water tank inspection and cleaning services (3 and 5), effective upon Board approval for a period of one year, with two one-year renewal options not to exceed a total of three years; authorize the Director to encumber \$60,000 annually, and to renew the contract for each one-year option; and find that services are exempt from the California Environmental Quality Act. (03-2856)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 36.** Recommendation: Adopt and advertise plans and specifications for 50th Street West at Avenue L-14, et al., vicinities of Quartz Hill, Palmdale and Littlerock (5), at an estimated cost between \$140,000 and \$155,000; set November 4, 2003 for bid opening; and find that project is exempt from the California Environmental Quality Act. (03-2859)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 37.** Recommendation: Ratify changes in work and accept completed contract work for the following construction contracts: (03-2870)

Project ID No. FCC0000622 - Tujunga Wash Central Branch Intercept Side Slope Repair, City of Los Angeles (3), PPC Construction, Inc., with changes amounting to a credit of \$4,736.00, and a final contract amount of \$157,273.00

Project ID No. RDC0014094 - 30th Street West at Avenue O/Town Center Dr., City of Palmdale (5), Cooley Construction, Inc., with changes amounting to a credit of \$9,615.48, and a final contract amount of \$389,016.86

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

SHERIFF (3) 38 - 39

- 38.** Joint recommendation with the Chief Administrative Officer: Approve the Peter J. Pitches Detention Center Class III Landfill Closure and Post Closure Maintenance Projects, C.P. Nos. 86482 and 86575 (5), and authorize the Sheriff to implement closure and post closure maintenance; adopt and instruct the Chair to execute the Financial Resolution which will establish a trust agreement to provide assurance of funds for closure and post closure maintenance of the Landfill, as required by the California Integrated Waste Management Board Code of Regulation governing operations; instruct the Auditor-Controller to set up and maintain an interest-bearing trust account as required by the Financial Resolution; and approve appropriation adjustment to reduce funds from the existing Landfill Closure and Post Closure Maintenance Capital Projects Nos. 86482 and 86575, in amounts of \$1,501,000 and \$1,705,000 respectively, and increase the General Fund's Reserve for Restricted Assets account for establishment of the trust account. (03-2880)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 39.** Recommendation: Transfer funds from Services and Supplies to reimburse the Sheriff's Special Appropriation Fund in amount of \$4,687.99. (03-2839)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

TREASURER AND TAX COLLECTOR (1) 40

40. Recommendation: Approve and instruct the Chair to sign the Lease Termination Agreement with the Los Angeles County Public Works Finance Authority providing for the reconveyance of the Long Beach Comprehensive Health Center Property (4) to the County, which was paid in full on March 1, 2003. (Relates to Agenda No. 1-F) (03-2835)

APPROVED AGREEMENT NO. 74627

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

MISCELLANEOUS COMMUNICATIONS 41 - 44

41. Children's Planning Council's recommendation: Approve and instruct the Chair to sign agreement with The Children's Planning Council Foundation, Inc. (Foundation), which lays out the mutual interest and responsibility for the Foundation and the County, provides a maximum County allocation of \$245,000 per fiscal year, and requires the Foundation to match 50% of the County's allocation, effective upon Board approval through June 30, 2008. (03-2834)

APPROVED AGREEMENT NO. 74628

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

42. Los Angeles County Claims Board's recommendation: Authorize settlement of case entitled, Diego Delgado Hernandez, a minor by and through his Guardian Ad Litem, Olga Delgado-Hernandez, Olga Delgado-Hernandez, Candido Hernandez v. County of Los Angeles, Los Angeles Superior Court Case No. PC 027 485, in amount of \$1,500,000, plus assumption of the Medi-Cal Lien not to exceed \$51,601.91; and instruct the Auditor-Controller to draw warrants to implement this settlement from the Department of Health Services' budget. (Continued from meeting of 9-30-03 at the request of County Counsel) (03-2723)

CONTINUED ONE WEEK TO OCTOBER 14, 2003

[See Supporting Document](#)

Absent: None

Vote: Common Consent

43. Los Angeles County Office of Education's recommendation: Approve formation of an Alhambra Unified School District from existing territory of the Alhambra City Elementary and High School Districts, excluding the Garvey School District, order boundaries changed and cause the Department of Public Works to produce maps and legal descriptions for filing with the State Board of Equalization prior to December 1, 2003; also order that the change of boundaries be entered in the County's record of school districts. (03-2852)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

44. Request from the City of Carson to consolidate a Special Municipal Election with the Statewide Primary Election to be held March 2, 2004. (03-2855)

APPROVED; AND INSTRUCTED REGISTRAR-RECORDER/COUNTY CLERK TO COMPLY, JURISDICTION TO PAY ALL COSTS.

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

MISCELLANEOUS

45. Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.

45-A. Recommendation as submitted by Supervisor Burke: Waive fees totaling \$900, excluding the cost of liability insurance, for use of the mall area at the Kenneth Hahn Hall of Administration for the Los Angeles County Metropolitan Transit Authority's "Los Angeles Ride Share Week" festivities, to be held October 7 through October 9, 2003. (03-2910)

APPROVED

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

45-B. Recommendation as submitted by Supervisors Yaroslavsky and Molina: Request that the Board meet in Closed Session, Wednesday, October 8, 2003, to consider Department Head performance evaluations, pursuant to Government Code Section 54957. (03-2915)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

46. Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.

46-A. THE BOARD MADE A FINDING PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) THAT THERE IS A NEED TO TAKE IMMEDIATE ACTION AND THAT THE NEED FOR ACTION CAME TO THE ATTENTION OF THE BOARD SUBSEQUENT TO THE AGENDA BEING POSTED AS SPECIFIED IN SUBDIVISION (a); AND DECLARED THAT AN EMERGENCY EXISTS PURSUANT TO GOVERNMENT CODE SECTION 3504.5 THAT REQUIRES THE SHERIFF TO IMMEDIATELY IMPLEMENT THE FOLLOWING POLICY AND/OR PRACTICE CHANGES: (03-2925)

- 1. THE SHERIFF SHALL HAVE THE RIGHT TO TEMPORARILY REASSIGN AND/OR MODIFY SCHEDULES/SHIFTS, ETC., IN ORDER TO MEET DEPARTMENT STAFFING NEEDS DURING THE ONGOING JOB-ACTION;**
- 2. THE SHERIFF MAY CODE AS ABSENT WITHOUT PAY ANY DEPUTY ENGAGING IN ILLEGAL STRIKE ACTIVITY SUCH AS STRIKE, WORK-STOPPAGE OR CALLING IN SICK WHERE MORE THAN 20% OF THE DEPUTIES WORKING IN THE UNIT WHERE THE EMPLOYEE WORKS ALSO ENGAGED IN THE ILLEGAL ACTIVITY. SUCH ACTION SHALL BE CONSIDERED TO BE NON-DISCIPLINARY AND NON-PUNITIVE;**
- 3. WHEN MORE THAN 20% OF THE DEPUTIES IN ANY UNIT ENGAGE IN ILLEGAL STRIKE ACTIVITY, SUCH AS STRIKE, WORK-STOPPAGE, WORK-SLOWDOWN OR SICK-OUT, THE SHERIFF MAY ALSO IMPOSE DISCIPLINE AT SUCH TIME AS IT DEEMS ITS INVESTIGATION COMPLETE. THE SHERIFF NEED NOT PROVIDE ADVANCE NOTICE OF INTENDED DISCIPLINE FOR SUSPENSIONS OF FIVE DAYS OR LESS, OR REPRIMANDS; THE SHERIFF ONLY NEED PROVIDE NOTICE OF IMPOSITION OF DISCIPLINE; SUCH DISCIPLINE THAT IS IMPOSED SHALL BE SERVED PRIOR TO THE EXERCISE OF ANY GRIEVANCE RIGHTS.**

IN ADDITION, THE BOARD REQUESTED THE SHERIFF TO MAKE THE AFOREMENTIONED CHANGES AS EARLY AS PRACTICABLE, TO LIMIT THESE

CHANGES TO CURRENT JOB-ACTION; AND INSTRUCTED THE CHIEF ADMINISTRATIVE OFFICER TO PROVIDE NOTICE TO THE RECOGNIZED BARGAINING UNIT AFTER IMPLEMENTATION OF THE POLICY AND/OR PRACTICE CHANGES, IN ORDER TO MEET AND CONFER WITH THE RECOGNIZED BARGAINING UNIT AS EARLY AS PRACTICABLE.

[Video](#)

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

46-B. THE BOARD MADE A FINDING PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2), THAT THERE IS A NEED TO TAKE IMMEDIATE ACTION AND THAT THE NEED FOR ACTION CAME TO THE ATTENTION OF THE BOARD SUBSEQUENT TO THE AGENDA BEING POSTED AS SPECIFIED IN SUBDIVISION (a); AND AGREED TO MEET IN CLOSED SESSION TO CONFER WITH LEGAL COUNSEL ON THE FOLLOWING EXISTING LITIGATION, PURSUANT TO SUBDIVISION (a) OF GOVERNMENT CODE SECTION 54956.9:

**CS-4. COUNTY OF LOS ANGELES, ET AL. V. ASSOCIATION FOR LOS ANGELES DEPUTY SHERIFFS, ET AL., LOS ANGELES SUPERIOR COURT CASE NO. BC 303322
(TRANSFERRED TO ORANGE COUNTY SUPERIOR COURT) (03-2964)**

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

46-C. MADE A FINDING PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2), THAT THERE IS A NEED TO TAKE IMMEDIATE ACTION AND THAT THE NEED FOR ACTION CAME TO THE ATTENTION OF THE BOARD SUBSEQUENT TO THE AGENDA BEING POSTED AS SPECIFIED IN SUBDIVISION (a); AND INSTRUCTED THE CHIEF ADMINISTRATIVE OFFICER AND THE DIRECTORS OF PUBLIC WORKS, PARKS AND RECREATION, AND REGIONAL PLANNING TO:

- 1. REVIEW THE BUILDING PERMITTING PROCESS TO ENSURE THAT PROPERTY OWNER'S PERMIT APPLICATIONS WERE PROPERLY COMPLETED, REVIEWED, AND PROCESSED;**
- 2. ENSURE THAT THE RELOCATED TRAIL IS ACCESSIBLE AND MEETS ALL COUNTY SPECIFICATIONS AND REQUIREMENTS FOR TRAIL DEVELOPMENT;**
- 3. DEVELOP PROCEDURES THAT WILL MINIMIZE ANY TRAIL DISRUPTIONS AND PROVIDE FOR ADEQUATE PUBLIC NOTIFICATION AND INPUT ANY POTENTIAL TRAIL VACATIONS AND RELOCATIONS PRIOR TO SUBMITTAL TO THIS BOARD FOR CONSIDERATION; AND**
- 4. REPORT BACK TO THIS BOARD WITHIN 14 DAYS WITH FINDINGS AND RECOMMENDATIONS REGARDING RESOLUTION OF THE ISSUES SURROUNDING THE DEVONWOOD ROAD PORTION OF THE ALTADENA CREST TRAIL. (03-2966)**

[Video](#)

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky and Supervisor Knabe

Vote: Unanimously carried

46-D. THE BOARD MADE A FINDING PURSUANT TO GOVERNMENT CODE SECTION 54954.2(B)(2) THAT THERE IS A NEED TO TAKE IMMEDIATE ACTION AND THAT THE NEED FOR ACTION CAME TO THE ATTENTION OF THE BOARD SUBSEQUENT TO THE AGENDA BEING POSTED AS SPECIFIED IN SUBDIVISION (A) AND ON MOTION OF SUPERVISOR ANTONOVICH WAIVED THE TURF AND PARKING FEES IN THE AMOUNT OF \$1,325, FOR USE OF ACREAGE AND PARKING LOT FOR THE UPPER SAN GABRIEL VALLEY MUNICIPAL WATER DISTRICT'S WATER FEST 2003 FESTIVAL AT ARCADIA PARK, TO BE HELD OCTOBER 11, 2003. (03-2961)

[Video](#)

[See Final Action](#)

[See Supporting Document](#)

Absent: Supervisor Knabe and Supervisor Antonovich

Vote: Unanimously carried

46-E. Recommendation as submitted by Supervisor Antonovich: Instruct the Executive Officer of the Board to send a letter signed by the Board to Arnold Schwarzenegger, congratulating him on becoming Governor-elect of the State of California. (03-2965)

APPROVED

[Video](#)

[Video \(cont\)](#)

[See Final Action](#)

Absent: Supervisor Knabe and Supervisor Antonovich

Vote: Unanimously carried

46-F. Conny McCormack, Registrar-Recorder/County Clerk, gave a verbal report to the Board regarding the status of the 2003 Gubernatorial Recall Election which included the latest tabulations and the projected count of approximately one-half million absentee ballot and touch screen voters who participated in this election.

The Board congratulated Conny McCormack for her superb job with the election, for her professionalism during the television and radio interviews, and for coordinating efforts with County leaders, County employee pollworkers, the media, and City Clerks.

In addition, Supervisor Antonovich requested that the Registrar-Recorder/County Clerk report back to the Board within two weeks with a review that identifies ways to improve the process for the election in March 2004.

Further, Supervisor Burke requested that the Registrar-Recorder/County Clerk report back to the Board with a response to the media reports that 300,000 people could not find their polling place. (03-2969)

[Video](#)

[See Final Action](#)

49. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

JOHN ANDERSON, JOANNA ANDERSON AND SHIRLEY CARNEY, ADDRESSED THE BOARD. (03-2967)

[Video](#)

50. Adjourning Motions

On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

Supervisor Burke and All Board Members

The Honorable Sherman Smith, Sr.
Michale Burdette

Supervisor Burke

Pearl Elizabeth Love Dalley
Ruth McNeiece
Darrell Pink
Alfred Rowe, Jr.

Supervisor Yaroslavsky

Galit Erdman
Lorenzo "Topy" Flores
Jack "Jackie" Hill
Ruth Plafkin
George C. Sawaya

Supervisor Knabe

Monsignor Ernest J. Gualderon
Donald Keller, Sr.

Supervisor Antonovich

Lieutenant Nick Agosta
Maurine Collins Baca
Logan Alexander Boggs
Dr. Edward H. Fleming
Robert D. Kleist
Virginia Krueger
Reverend Melvin Laven

Suzanne Olson
Hueit "Rod" Rodgers, Jr.
Polly Warfield (03-2947)

CLOSING 51

51. Open Session adjourned to Closed Session at 12:27 p.m. following Board Order No. 50 to:

CS-1.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

CS-2.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Community Health Foundation of East Los Angeles v. County of Los Angeles Department of Health Services, U.S. Bankruptcy Court, Central District of California, Case No. LA 02-02017 BR

This is a lawsuit alleges breach of contract concerning payment for outpatient health care services. (03-2882)

CS-3.

Consider Department Head performance evaluation, pursuant to Government Code Section 54957. (Agenda No. 45-B)

CS-4.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9 due to a finding made pursuant to Government Code Section 54954.2(b)(2) that there is a need to take immediate

action and that the need for action came to the attention of the Board subsequent to the agenda being posted as specified in subdivision (a):

County of Los Angeles, et al. v. Association for Los Angeles Deputy Sheriffs, et al.,
Los Angeles Superior Court Case No. BC 303322 (Transferred to Orange County
Superior Court)

Closed Session convened at 12:38 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

Closed Session recessed at 1:35 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

Open Session reconvened at 1:37 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

Open Session adjourned to Closed Session at 1:44 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

Closed Session reconvened at 1:45 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Michael D. Antonovich, and Don Knabe, Chair Pro Tem presiding. Supervisor Yvonne Brathwaite Burke being absent.

Closed Session adjourned at 2:45 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Michael D. Antonovich, and Don Knabe, Chair Pro Tem presiding. Supervisor Yvonne Brathwaite Burke being absent.

The meeting was adjourned following Board Order No. 50 at 2:45 p.m. The next regular meeting of the Board will be Tuesday, October 14, 2003, at 1:00 p.m. (03-2984)

The foregoing is a fair statement of the proceedings of the meeting held October 8, 2003, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors